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8 || Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

14 UNITED STATES OF AMERICA, ) No. CR 11-00509 DLJ  
15 Plaintiff, ) STIPULATION AND []  
16 v. ) ORDER RESCHEDULING  
17 MARK PLOYHAR, ) SENTENCING HEARING TO MAY 9,  
18 Defendant. ) 2013

20 The United States and defendant Mark Ployhar respectfully request that defendant's  
21 sentencing hearing be rescheduled from April 25, 2013, to May 9, 2013, at 10:00 a.m., (or other  
22 date convenient to the Court). The request is made to permit the parties to discuss and  
23 potentially resolve one or more disagreements regarding sentencing enhancements in advance of  
24 the defendant's sentencing.

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The Probation Officer is available on that date.

DATED: April 23, 2013

MELINDA HAAG  
United States Attorney

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**GRANT P. FONDO**  
Assistant United States Attorney

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**RICHARD POINTER**  
Counsel for Defendant

## ORDER

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the sentencing hearing as to Mark Ployhar is rescheduled to May 9, 2013, at 10:00 a.m.

IT IS SO ORDERED.

DATED: 10/01/04

John Tavares

D. LOWELL JENSEN  
UNITED STATES DISTRICT JUDGE